

Atty. Docket No.: 1529/2002

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Hans Locher
Serial No.: 10/690,890
Filed: October 22, 2003
Entitled: ANTIBIOTICS FOR THE
TREATMENT OF INFECTIONS IN
ACIDIC ENVIRONMENTS

Examiner: Not Yet Assigned

Group Art Unit: 1614


Conf. No.: 6834

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8a

I hereby certify that this correspondence (and any paper or fee referred to as being enclosed) is being deposited with the United States Post Office as First Class Mail on the date indicated below in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Nancy Arsenault

Name of Person Mailing Paper


Signature of Person Mailing Paper

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

TRANSMITTAL LETTER

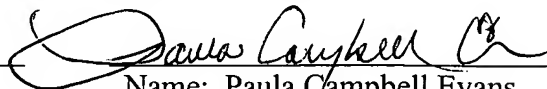
Enclosed for filing in the above-identified patent application, please find the following documents:

1. Information Disclosure Statement;
2. Form PTO-1449;
3. Copies of Cited References; and
4. Return Post Card.

The Commissioner for Patents is hereby authorized to charge any fees to Deposit Account No. 16-0085, Reference 1529/2002. A duplicate of this transmittal letter is enclosed for this purpose.

Respectfully submitted,

Date: February 10, 2004



Name: Paula Campbell Evans

Registration No.: 32,503

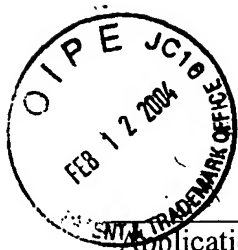
Customer No.: 29932

Palmer & Dodge LLP

111 Huntington Avenue

Boston, MA 02199-7613

Tel: 617-239-0100



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**INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §§ 1.56, 1.97 AND 1.98**

Dear Sir:

In accordance with the duty of disclosure under 37 CFR § 1.56, Applicant submits this Information Disclosure Statement pursuant to 37 CFR §§ 1.97 and 1.98 in the above-identified application for consideration by the Patent Office.

A listing of the cited documents is also enclosed, as well as, for the Examiner's convenience, copies of the documents in the list.

Pursuant to CFR § 1.97(b)(3), because this Statement is being submitted before the first Office Action on the merits, no fee is required.

Applicant does not intend to represent that any of the documents submitted herein are material prior art to this invention or that the list represents an exhaustive search of documents related to this invention.

Applicant respectfully requests that the documents submitted herein be considered and made of record in this application.

Date: February 10, 2004

Respectfully submitted,

Paula Campbell Evans

Name: Paula Campbell Evans

Registration No.: 32,503


Customer No.: 29932

Palmer & Dodge LLP

111 Huntington Avenue

Boston, MA 02199-7613

Tel: 617-239-0100

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| USPTO Form 1449 U.S. Department of Commerce Patent and Trademark Office INFORMATION DISCLOSURE STATEMENT | | | | Attorney Docket No. 1529/2002 | | Serial No. 10/690,890 | | |
|  | | | | Applicant(s): Hans Locher | | | Group: 1614 | |
| | | | | Filing Date: October 22, 2003 | | | | |
| U.S. PATENT DOCUMENTS | | | | | | | | |
| Examiner Initial | | Patent No. | Date | Name | Class | Subclass | Filing Date (if appropriate) | |
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| FOREIGN PATENT DOCUMENTS | | | | | | | | |
| Examiner Initial | | Document No. | Publication Date | Country | Class | Subclass | Translation | |
| | | | | | | | YES | NO |
| | 1. | WO 02/059116 A2 | 1 August 2002 | PCT | C07D | 413/12 | | |
| | 2. | WO 03/031441 A1 | 17 April 2003 | PCT | C07D | 413/12 | | |
| | 3. | WO 03/031443 A1 | 17 April 2003 | PCT | C07D | 413/14 | | |
| | 4. | WO 03/032962 A2 | 24 April 2003 | PCT | A61K | 31/00 | | |
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| OTHER DOCUMENTS (including Author, Title, Date, Pertinent Pages, etc.) | | | | | | | | |
| | 5. | Poster by Morphochem AG published at the ICAAC meeting in San Diego on September 27-30, 2002. | | | | | | |
| | 6. | Hubschwerlen, et al.; "Design, Synthesis and Biological Evaluation of Oxazolidinone-Quinolone Hybrids"; (2003); Bioorg. Med. Chem. Lett. 11 2313-2319. | | | | | | |
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| EXAMINER | | | | | DATE CONSIDERED | | | |
| *EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant. **Copies of references not provided at the time of this submission. | | | | | | | | |